



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: GINO FERRARI ET AL. - 1

SERIAL NO.: 10/622,670 GROUP: 3753

FILED: JULY 18, 2003 EXAMINER: J. RIVELL

TITLE: APPARATUS

RESPONSE TO RESTRICTION REQUIREMENT

MAIL STOP: AMENDMENT
P.O. BOX 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated July 20, 2005, with the period for response being extended for 4 months, or until December 20, 2005 Applicant respectfully responds as follows:

Election of Species is listed on page 2 of this paper.

ELECTION:

The Patent Examiner has required a restriction to one of the following 2 inventions:

Group 1: FIGS. 1-3

Group 2: FIGS. 4-6.

The Applicant respectfully elects herewith the embodiment shown in FIGS. 1-3 for further prosecution. Claims 1-10 read on FIGS. 1-3 and should be examined accordingly.

It is believed that the present invention is directed to a unitary inventive concept, namely, an apparatus for activating and deactivating fluid-operated devices. It is believed that any search for the species embodied in Figs. 1-3 would necessarily include a search for the species embodied in Figs. 4-6. Thus, a simultaneous search for all of the species is believed not to constitute an unreasonable search for the Patent Examiner. In addition, it is believed that the objectives of streamlined examination and compact prosecution would be promoted if a search were conducted simultaneously for all of the species. Also, the necessity of filing multiple patent applications for the same invention does not serve to promote the public interest. This is

because of the extra expense that is involved, in filing fees and examination costs, as well as the burden upon the public due to the necessity of searching through a multiplicity of patent files in order to find the complete range of subject matter claimed in several different patents that could otherwise be found in one issued patent only.

In the event that no generic claim is allowed, Applicant reserves the right to file divisional applications for the non-elected embodiments.

Respectfully submitted,

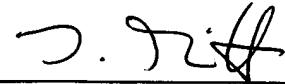
GINO FERRARI ET AL.


Allison C. Collard, Reg. No. 22,532
Elizabeth C. Richter, Reg. No. 35,103
Attorneys for Applicants

COLLARD & ROE, P.C.
1077 Northern Boulevard
Roslyn, New York 11576
(516) 365-9802
ECR:djp

Enclosure: Copy of Petition for a 4-month extension of time.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450 Alexandria, VA 22313-1450, on December 1, 2005.


Ingrid Mittendorf